ASTATE MS. - DESOTO CO.

May 23 | 12 41 PM '02

W.E. DAVIS CH. CLK.

Prepared by and return to: Romona West

Wal-Mart Stores, Inc. Dept. 9391 2001 S.E. 10th Street Bentonville, AR 72716-0550 501/204-0618

# **WARRANTY DEED**

WARRANTY DEED made the 31st day of October, 1996, between WAL-MART MART STORES, INC., a corporation organized and existing under the laws of the state of Delaware with offices in the county of Benton, State of Arkansas with a mailing address of 702 S.W. 8th Street, Bentonville, Arkansas 72716, (hereinafter referred to as "Grantor"), and WAL-MART REAL ESTATE BUSINESS TRUST, a Delaware business trust with offices in the county of Benton, State of Arkansas and a mailing address of 702 S.W. 8th Street, Bentonville, Arkansas 72716, (hereinafter referred to as "Grantee"),

# WITNESSETH:

That Grantor, for and in consideration of the sum of Ten and no/100 dollars (\$10.00) and other good and valuable consideration, to it in hand paid by Grantee, the receipt whereof is hereby acknowledged, does hereby forever bargain, sell, convey and confirm to Grantee, and its successors and assigns, a certain tract of land situated, lying, and being in the City of Southaven, County of DeSoto, State of Mississippi, as more particularly described on Exhibit A attached hereto and made a part hereof;

TO HAVE AND TO HOLD said land unto Grantee, and its successors and assigns, forever, with all tenements, appurtenances and hereditaments thereunto belonging.

And said Grantor does hereby warrant the title to said land, and will defend the same against the lawful claims of all persons claiming under Grantor, but none other, subject to the easements, encumbrances, restrictions, and other matters of record.

WITNESS WHEREOF, the Grantor has caused this instrument to be executed in its name by Anthony L. Fuller, its Vice President and caused its corporate seal attested by its Assistant Secretary to be hereto affixe

(CORPORATE

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ATTES

By: Latriece Watkins Assistant Secretary

STATE OF ARKANSAS

**COUNTY OF BENTON** 

WAL-MART STROES, INC.

Anthony L. Fuller Its: Vice President

In the State of Arkansas, County of Benton, on this  $2^{\circ}$  day of May 2002, before me, the undersigned, a Notary Public in and for said County and State, personally appeared Anthony L. Fuller, to me personally known, who being by me duly sworn did say that he is a Vice President of the Grantor trust in the foregoing deed, and that the seal thereto affixed is the trust seal of said trust and that said deed was signed and sealed in behalf of said trust by authority of its Board of Directors and said Anthony L. Fuller acknowledged said deed to be the free act and deed of said trust.

WITNESS my hand and notarial seal subscribed and affixed in said county and state, the day and year in this certificate above written.

"NOTARY SEAL Michelle L. Rhoden, Notary Public Benton County, State of Arkansas My Compliation Expires and 19907 <del>Laurie Miller</del> Michelle C.

**Notary Public** 

Mail Tax Information To:

Wal-Mart Real Estate Business Trust, Store #V-848 702 S.W. 8th Street, Dept. 8013

Bentonville, AR 72716

SS

Telephone Numbers for Wal-Mart Stores, Inc. and Wal-Mart Real Estate Business Trust: (479)204-DO/8 and (479)204-0577

#### **Exhibit A**

### Store #848, Southaven, MS

A tract of land in the Northeast Quarter of Section 24, T-1-S, R-8-W, in the City of Southaven, DeSoto County, Mississippi, being more particularly described as follows:

Commencing at the Northeast Corner of Section 24, T-1-S, R-8-W, DeSoto County, Mississippi, said point being at the intersection of the centerline of State Line Road and Airways Road; thence South 1 degree 02 minutes 13 seconds West, along the east line of said Section 24 a distance of 53.0 feet; thence North 89 degrees 02 minutes 24 seconds West, 53.0 feet to the southwest corner of State Line Road and Airways Road; thence continuing North 89 degrees 02 minutes 24 seconds West, along the south right-of-way line of State Line Road, a distance of 1599.85 feet to the True Point of Beginning of the tract to be herein described; thence South 00 degree 23 minutes 53 seconds West, parallel with the west line of the NE1/4 of said Section 24 a distance of 180.0 feet, thence South 89 degrees 02 minutes 24 seconds East a distance of 180.0 feet thence South 00 degree 23 minutes 53 seconds West, parallel with the west line of the NE1/4 of said Section 24, a distance of 620.0 feet; thence North 89 degrees 02 minutes 24 seconds West, parallel with the north line of said Section 24, a distance of 544.50 feet; thence North 00 degree 23 minutes 53 seconds East, parallel with the north line of the NE1/4 of Section 24 and along the east line of The Kroger Company (11.2488 acres) a distance of 800.0 feet; thence South 89 degrees 02 minutes 24 seconds East along the south right-of-way line of State Line Road and parallel with the north line of said Section 24, a distance of 364.50 feet to the True Point of Beginning, containing 9.26 acres. Subject to all easements and restrictions of record.

### And Now Knows As:

Lot 2, Wal-Mart Subdivision, in Section 24, Township 1 South, Range 8 West, DeSoto County, Mississippi, as per plat thereof recorded in Plat Book 67, Page 32, in the office of the Chancery Clerk of DeSoto County, Mississippi.